

ESTTA Tracking number: **ESTTA327464**

Filing date: **01/19/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91185310
Party	Plaintiff BIG O TIRES, LLC
Correspondence Address	Marsha G. Gentner Jacobson Holman PLLC 400 - 7th Street, N.W. Washington, DC 20004 UNITED STATES lweiss@jhip.com, mgentner@jhip.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Leesa N. Weiss
Filer's e-mail	trademark@jhip.com,mgentner@jhip.com,lweiss@jhip.com
Signature	/Leesa N. Weiss/
Date	01/19/2010
Attachments	I-5878 EOT.pdf ( 2 pages )(13680 bytes )

IN THE UNITED STATES PATENT & TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL & APPEAL BOARD

BIG O TIRES, LLC, )  
 )  
 Opposer, )  
 )  
 v. ) Opposition No. 91185310  
 )  
 WEEMS INDUSTRIES, INC., )  
 d/b/a Legacy Manufacturing Company, )  
 )  
 Applicant. )

**CONSENTED MOTION TO EXTEND**

Opposer, by and through its counsel, and hereby moves the Trademark Trial & Appeal Board (“Board”) for an order extending the disclosure, discovery and trial dates set forth in the Board’s September 25, 2009 Order by thirty (30) days.

Pursuant to Trademark Rule 2.121(d), this consented motion sets forth the dates as requested to be reset:

Event	Current Deadline	Proposed Deadline
Initial Disclosures Due	1/24/2010	2/23/2010
Expert Disclosures Due	5/24/2010	6/23/2010
Discovery Closes	6/23/2010	7/23/2010
Plaintiff’s Pretrial Disclosures	8/7/2010	9/6/2010
Plaintiff’s 30-day Trial Period Ends	9/21/2010	10/21/2010
Defendant’s Pretrial Disclosures	10/6/2010	11/5/2010
Defendant’s 30-day Trial Period Ends	11/20/2010	12/20/2010
Plaintiff’s Rebuttal Disclosures	12/5/2010	1/4/2011
Plaintiff’s 15-day Rebuttal Period Ends	1/4/2011	2/3/2011

Applicant's counsel agreed to this extension request in a telephone conference with undersigned counsel on January 19, 2010.

This request is not made for the purpose of unduly delaying proceedings in the Patent & Trademark Office.

Respectfully Submitted,

BIG O TIRES, LLC

By: /Leesa N. Weiss/  
Marsha G. Gentner  
Leesa N. Weiss  
JACOBSON HOLMAN PLLC  
400 Seventh Street, N.W.  
Washington, D.C. 20004  
(202) 638-6666  
Attorneys for Opposer

Dated: January 19, 2010

**CERTIFICATE OF SERVICE**

I hereby certify that on this 19th day of January, 2010, a true copy of the foregoing *Consented Motion to Extend* was served by e-mail, upon Applicant at [laurenzo.brian@dorsey.com](mailto:laurenzo.brian@dorsey.com), and first-class mail, postage prepaid:

Brian J. Laurenzo, Esquire  
Dorsey & Whitney, LLP  
801 Grand Avenue, Suite 3900  
Des Moines, Iowa 50309

/Leesa N. Weiss/